

**FILED**

**United States Court of Appeals  
Tenth Circuit**

**UNITED STATES COURT OF APPEALS**

**FOR THE TENTH CIRCUIT**

**December 11, 2013**

**Elisabeth A. Shumaker  
Clerk of Court**

JOHNSON & JOHNSON; ETHICON,  
INC.,

Petitioners,

v.

No. 13-612  
(D.C. No. 5:13-CV-00845-L)

TERESA MARIE ANDERSON; LYNN  
SCHNEIDER; MICHAEL SCHNEIDER;  
LAURA ABUZALF; IHSAN  
ABUZALAF; THERESA ADAMS; JUNE  
ADAMS; TERRY ALES; CATHERINE  
ALVAREZ; MICHELE ANGEL-NIEROP;  
SALLY ANHORN; SHANNON ARLET;  
AGNES ARMSTRONG; ALBERT  
ARMSTRONG; JANICE ARNOLD;  
DEBRA ATKINSON; HARLEY C.  
ATKINSON; SHELLIE AUGER; BILL  
AUGER; LINDA AUSTIN; LOUISE  
AYVAZIAN; RALPH AYVAZIAN;  
JUDY BAGROWSKI; WAYNE  
BAGROWSKI; SHIRLEY BARBER; JILL  
BARTOLOMIE; LYNN MARKETTE  
BAYLISS; BRENDA BEDOKSY;  
THERESA BELT; MARTHA  
BENAVIDES; ANGELA BENFORD;  
JENNIE BENNETT; CHARLENE BERG;  
GLENN BERGMAN; SHARON  
BERRONG; CANDACE BERRY;  
WANDA BLACK; KATHLEEN  
BLASKO; MELISSA BLAYLOCK;  
MARY BONEFAS; JENNIFER BOSCH;  
SAN JUANITA BOTELLO, a/k/a Janie;  
RAMIRO BOTELLO, SR.; AUDREY  
BOUGHNER; JACQUELINE BOUNDS;  
DORI BOYER; TAMMY BRANTLEY;  
CAROL BRENNAN; NINA BROWN;  
SHERRIAN BROWN; TROY BELT,

Respondents.

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**ORDER**

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Before **HARTZ, O'BRIEN**, and **BACHARACH**, Circuit Judges.

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This matter is before the court on the Defendants-Petitioners Johnson & Johnson and Ethicon, Inc.'s Petition for Permission to Appeal. The plaintiffs filed a response opposing the petition.


The defendants filed a motion seeking leave to file a reply brief, which included a proposed reply brief. The motion to file a reply brief is granted. The reply brief shall be filed as of the date it was received.

Upon consideration of the pleadings and the applicable law, the petition for permission to appeal is GRANTED.

Within 14 days of the date of this order, the petitioner shall pay the required appellate filing fees to the district court. *See* Fed. R. App. P. 5(d)(1). Once the fees have been paid, the clerk of the district court shall notify this court. At that time, a new appeal number will be assigned, and the appeal shall be entered on this court's docket. *See id.* 5(d)(3). The date of this order shall be deemed the date for filing the notice of appeal. *See id.* 5(d)(2).

The parties will be advised of scheduling matters once the new appeal has been opened.

Entered for the Court

A handwritten signature in black ink, reading "Elisabeth A. Shumaker". The signature is written in a cursive style with a long, sweeping underline.

ELISABETH A. SHUMAKER, Clerk